

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In re Application of:)
)
Oakwood Homes, LLC)
)
Serial No.: 76/473,809)
)
Filed: December 11, 2002)
)
For: OAKWOOD HOMES and Design)
)
_____)

Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3514



07-16-2004

U.S. Patent & TMO/TM Mail Rcpt Dt. #77

REQUEST EXTENSION OF TIME TO FILE
NOTICE OF OPPOSITION TO TRADEMARK APPLICATION SERIAL NO. 76/473,809
IN VIEW OF THE FILING OF A LETTER OF PROTEST

Dear Sir:

Trademark Application Serial No. 76/473,809 is scheduled to be published for opposition on July 27, 2004. The undersigned, has, on or about July 15, 2004, filed a Letter of Protest to the grant of registration of Serial No. 76/473,809. A copy of the Letter of Protest (sans Exhibits) is attached hereto.

It is respectfully submitted that the time for filing an opposition to Serial No. 76/473,809 be suspended until a decision on the Letter of Protest has been made by the Office of the Director of Trademark Operations, and that if the Letter of Protest is denied, the undersigned be given sufficient time after issuance of any such denial to file opposition.

This request is being filed in triplicate.

Respectfully submitted,

FULWIDER PATTON LEE & UTECHT, LLP

Date: July 15, 2004

By

A handwritten signature in black ink, appearing to read "J. Morley Drucker", written over a horizontal line.

J. Morley Drucker

Attorneys for Opposer

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal
Service Express Mail Label No. EV323137155US in an envelope addressed to:

Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3514

Dated: 7-15-04 By: Gayle K. Makishi
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July 14, 2004

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Attn: Director of Trademark Examining
Operations

Re: LETTER OF PROTEST
to Registration of Pending Trademark
Application S/N 76/473,809 filed on December 11, 2002

Dear Sir:

It has come to the attention of the undersigned that OAKWOOD Homes, LLC, 6130 Greenwood Plaza Boulevard, Suite 100, Denver, Colorado 80111 is seeking to register "OAKWOOD HOMES & Design" for:

Real estate services, namely providing information
regarding certain residential communities, in Class 35; and
Construction of homes, in Class 37

under pending Application Serial No. 76/473,809, filed on December 11, 2002. The said application is scheduled to be published for opposition purposes on July 27, 2004.

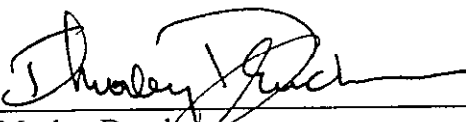
The undersigned, R&B Realty Group dba Oakwood Worldwide, of Los Angeles, California, objects to the registration of said application Serial No. 76/473,809 in that there is a likelihood of confusion with any one of the following prior registrations which it owns, copies of which are annexed hereto as Exhibits A-G.

Exhibit	Mark	Reg. No./Date	Goods/Services
A	OAKWOOD	2,102,611 Oct. 7, 1997	Real estate rental and leasing services, in Class 36
B	OAKWOOD (Stylized)	1,617,945 Oct. 16, 1990	Real estate rental and leasing services, in Class 36
C	OAKWOOD	2,405,436 Nov. 21, 2000	Real estate rental and leasing services, in Class 36
D	<u>WWW.OAKWOOD.COM</u>	2,475,507 Aug. 7, 2001	Real estate rental and leasing services, in Class 36
E	OAKWOOD INTERNATIONAL	2,391,148 Oct. 3, 2000	Real estate rental and leasing services, in Class 36
F	OAKWOOD WORLDWIDE	2,480,621 Aug. 21, 2001	Hotel management for others, in Class 35; Real estate rental and leasing services, in Class 36; and Hotel services, in Class 42
G	EXPERIENCE OAKWOOD... A WORLD OF DIFFERENCE	2,651,243 Nov. 19, 2002	Leasing and rental of apartments, in Class 36

Thank you for your consideration of the matter

Respectfully submitted

R&B REALTY GROUP
dba Oakwood Worldwide

By: 
I. Morley Drucker
Attorney and authorized signatory on behalf of
R&B Realty Group dba Oakwood Worldwide

IMD:gkm
Enclosures